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Minerals + Energy

May 11, 1987

Alice Fuerst  
Cherokee County Project Manager  
Superfund Branch  
U. S. Environmental Protection Agency  
Region VII  
726 Minnesota Ave.  
Kansas City, Kansas 66101

Dear Ms. Fuerst:

In response to your letter dated March 12, 1987 requesting further information about E. I. DuPont Company as a PRP for the Cherokee County site, enclosed is a copy of assignment of lease from the Grasselli Chemical Company to the Grasselli Mining Corporation. The lease covered part of Section 24 in Township 32 Range 25 in Cherokee County, Kansas. It appears that this was the only property mined by either the Grasselli Chemical Company or the Grasselli Mining Corporation in Cherokee County.

Please advise if further information is necessary to have DuPont designated a PRP for the Cherokee County Superfund site.

Sincerely yours,

*Peter Keppler*  
Peter Keppler



S00081956  
SUPERFUND RECORDS



STATE OF OHIO       )  
                              )SS  
COUNTY OF CUYAHOGA)

On this second day of September, 1925, before me, M. H. Miller, a notary public in and for the County and State aforesaid, personally came T. S. Grasselli, Vice President of The Grasselli Chemical Company, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as Vice President of The Grasselli Chemical Company, and in behalf of said corporation acknowledged the execution of the same as his own voluntary act and deed and the voluntary act and deed of the said corporation; and that he affixed the corporate seal of said corporation to said instrument and that the same was so executed by authority of the Board of Directors of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Cleveland, Ohio, the day and year last above written.

(SEAL)       M. H. Miller,  
Notary Public.

My Commission Expires: December 8, 1925

The State of Ohio       )  
                              )ss.  
CUYAHOGA COUNTY        )

I, GEORGE WALLACE, Clerk of the Court of Common Pleas, a Court of Record of Cuyahoga County, aforesaid, Do Hereby Certify that M. H. Miller before whom the annexed acknowledgment, oath, affidavit, was taken, was at the date thereof a NOTARY PUBLIC in and for said County, duly authorized by the laws of Ohio to take the same, also to take acknowledgments, affidavits and proofs of deeds or conveyances for land, tenements or hereditaments situated and lying in said State of Ohio, and further that I am well acquainted with his hand-writing and believe his signature thereto is genuine, and that the annexed instrument is executed according to the laws of the State of Ohio.

Commission expires December 8, 1925

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court, at Cleveland, this 8th day of September A.D. 1925.

No. D 4200

(SEAL) George Wallace, Clerk.

KNOW ALL MEN That We, F. H. Danglade and Bertha M. Danglade, husband and wife, and James A. Twichell and Clara E. Twichell, husband and wife, in consideration of One Dollar paid by The Grasselli Chemical Company, a corporation of the state of Utah, and The Grasselli Mining Corporation, a corporation of the State of Missouri, hereby consent to the foregoing assignment to the Assignee therein named of our contract with The Grasselli Chemical Company, dated the April 14th 1925, and recorded in the Office of the Register of Deeds of Cherokee County, Kansas, on April 20, 1925, in book K, page 162, subject, however, to the covenants, conditions and terms set forth in said contract, excepting that so long as and when the mining operations are conducted and the ores produced by The Grasselli Mining Corporation, it may sell the ores, and collect the purchase price, and pay the royalty only to ourselves. If the said lease be further assigned or the premises or any part thereof sub-let by The Grasselli Mining Corporation and ores are produced and sold by such assignee or sub-tenant of The Grasselli Mining Corporation, then and in each such case the provisions of Paragraph 4 in said lease shall apply to said assignee or sub-tenant

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 17th day of September, 1925.

In the Presence of :

M. E. Hutchison

H. F. Urban

Martin Stinland

( F. H. Danglade  
( Bertha M. Danglade,  
James A. Twichell,



Assign

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KNOW ALL MEN That We, The Grasselli Chemical Company, a corporation of the State of Missouri, herein called "ASSIGNOR", in consideration of One Dollar paid by The Grasselli Mining Corporation, a corporation of the State of Missouri, of Joplin, Missouri, herein called "ASSIGNEE", hereby assign to said "ASSIGNEE" all our right, title and interest in and to a certain lease made by F. H. Danglade and Bertha M. Danglade, his wife, and James A. Twichell and Clara E. Twichell, his wife, and The Grasselli Chemical Company, dated the 14th day of April 1925, acknowledged by F. H. Danglade and James A. Twichell on December 15, 1924, by Bertha M. Danglade on December 15, 1924, and by Clara E. Twichell on December 22, 1924, recorded on the 20th day of April 1925, in the office of the Register of Deeds of the County of Cherokee in the State of Kansas, in book K, page 162, covering the following described real estate in Cherokee County, State of Kansas, to-wit:

The East one-half of the Northwest one-quarter of Section 24, Township 32, Range 25, containing 80 acres more or less,

together with the premises therein described and the buildings thereon belonging to said lessors and which were covered by said lease and together with the appurtenances thereunto belonging; and we, the said ASSIGNOR, do hereby sell, assign, transfer and deliver unto ASSIGNEE all our right, title and interest in and to all buildings and machinery erected or placed on said premises by us since the date of said lease, together with the right to remove same at the expiration or forfeiture of said lease, excepting timbering and other improvements necessary to support the ground.

TO HAVE AND TO HOLD the same unto the ASSIGNEE, The Grasselli Mining Corporation, its successors or assigns, from the 17th day of August, 1925, for all the remainder of the term of ten years mentioned in said lease and as long thereafter as active mining and milling of ores shall be conducted on said premises in good faith, subject to the rents, covenants, conditions and provisions in said lease mentioned;

And the said ASSIGNEE hereby covenants to assume and faithfully perform and discharge all the terms, covenants and obligations assumed or to be performed or discharged by the ASSIGNOR under the said lease, and to save the ASSIGNOR from any liability thereunder.

IN WITNESS WHEREOF, the said corporations have caused their respective corporate seals to be affixed and their respective names to be signed hereunto by their proper officers this 17th day of August, 1925.

(SEAL) THE GRASSELLI CHEMICAL COMPANY,

By:

T. S. Grasselli,

Vice President.

(SEAL) THE GRASSELLI MINING CORPORATION,

By:

E. W. Furst,

President.

over

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